

THE COMMONWEALTH OF MASSACHUSETTS

JUNE 16, 2009

WORCESTER, ss. To either of the Constables of the Town of Upton in the County of Worcester:

GREETINGS:

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in Elections and in Town affairs, to meet in the Auditorium at the Nipmuc Regional Middle/High School, in Upton on Tuesday, the Sixteenth day of June 2009, at Seven o'clock in the evening, then and there to act on the following Articles:

ARTICLE 1: To see if the Town will vote to transfer the sum of Thirty thousand dollars (\$30,000.) from the Community Preservation Act Reserved Fund Balance Undesignated FY2009 to the Reserved Fund Balance – Historic Resources, or, to take any other action relative thereto.

ARTICLE 2: To see if the Town will vote to transfer the sum of Thirty thousand dollars (\$30,000.) from the Community Preservation Act Reserved Fund Balance Undesignated FY2009 to the Reserved Fund Balance – Open Space, or, to take any other action relative thereto.

ARTICLE 3: To see if the Town will vote to transfer the sum of Thirty thousand dollars (\$30,000.) from the Community Preservation Act Reserved Fund Balance Undesignated FY2009 to the Reserved Fund Balance – Community Housing, or, to take any other action relative thereto.

ARTICLE 4: To see if the Town will vote to transfer the sum of \$55,300 from the Community Preservation Act reserved Historic Resources account #24-300-3242-1000 to a reserve account to fund a detailed evaluation for the proposed preservation and rehabilitation of the historic resource known as the Upton Town Hall; including but not limited to improvements to comply with the Americans with Disabilities Act and other federal, state or local building codes, such project to be managed by a Town Hall study committee appointed by the Board of Selectmen and assisted by a Massachusetts Registered Architect and to be completed within three years, or, to take any other action relative thereto.

ARTICLE 5: To see if the Town will vote pursuant to M.G.L. Chapter 40A, Section 5 to amend the Zoning By-Laws by:

1. DELETING Section 6.2 "Personal Wireless Service Facility" in its Entirety

2. ADDING Section 6.2 "Wireless Data Transfer Facilities"

3. AMENDING Section 10 "Definitions"

or, to take any other action relative thereto.

The complete text of the proposed By-Law amendment is available for review at the Town Clerk's office.

And you are directed to serve this Warrant, by posting up attested copies thereof at the U.S. Post Office, Town Library and Town Hall, in said Town fourteen days (14) at least before the time of holding said Meeting.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid.

Given under our hands this Twenty-eighth day of May in the year of our lord Two thousand nine.

UPTON BOARD OF SELECTMEN

Kenneth E. Picard, Chairman

Michael E. Goodwin, Member

Robert J. Fleming, Member

A true copy, Attest:

Constable

Date: May 29, 2009

Constable Attest Page

Worcester, ss.

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Upton by posting up attested copies of the same at the Town Hall Building, Library Building, and the Upton U.S. Post Office at least fourteen days (14), before the date of the meeting, as within directed.

Constable of Upton